**REMARKS** 

Applicants appreciate the Examiner's thorough consideration provided in the present

application. Claims 1-3 and 10 are now present in the application. Claims 4-9, 11 and 12 have

been cancelled. Claim 1 is independent. Reconsideration of this application, as amended, is

respectfully requested.

**Drawings** 

It is gratefully appreciated that the Examiner has accepted the formal drawings.

Priority Under 35 U.S.C. §119

Applicants thank the Examiner for acknowledging Applicants' claim for foreign priority

under 35 U.S.C. §119, and receipt of the certified priority document.

**Information Disclosure Citation** 

Applicants thank the Examiner for considering the references supplied with the

Information Disclosure Statements filed on May 1, 2006 and October 24, 2006, and for

providing Applicants with an initialed copy of the PTO-1449 forms filed therewith.

**Objection to the Specification** 

The Examiner objected to the Specification based on minor informalities.

As the Examiner will note, minor changes have been made in the Substitute Specification

attached hereto.

The Examiner is respectfully requested to reconsider and withdraw this objection.

5 PCL/QL

Docket No.: 4566-0115PUS1

Claim Rejections Under 35 U.S.C. §§ 102 and 103

Claims 4-6, 8 and 9 stand rejected under 35 U.S.C. § 102(b) as being anticipated by the

international application (WO 00/57990). Claims 7, 11 and 12 stands rejected under 35 U.S.C. §

103 (a) as being unpatentable over WO'990 in view of Boyd, U.S. Patent No. 4,899,544. These

rejections are respectfully traversed.

Complete discussions of the Examiner's rejections are set forth in the Office Action, and

are not repeated herein.

Without conceding to the propriety of the Examiner's rejection, but merely to timely

advance the prosecution of the application, as the Examiner will note, claims 4-9, 11 and 12 have

been canceled, which renders these rejections moot.

Accordingly, reconsideration and withdrawal of the rejections under 35 U.S.C. §§ 102

and 103 are respectfully requested.

Allowable Subject Matter

The Examiner states that claims 1-3 and 10 are allowed. As set forth above, the

Specification has been amended to overcome the objection and claims 4-9, 11 and 12 have been

canceled.

Favorable consideration and early allowance of the present application is respectfully

requested.

6 PCL/QL

Docket No.: 4566-0115PUS1

## **CONCLUSION**

Since the remaining patents cited by the Examiner have not been utilized to reject the claims, but merely to show the state of the prior art, no further comments are necessary with respect thereto.

It is believed that a full and complete response has been made to the Office Action, and that as such, the Examiner is respectfully requested to send the application to Issue.

In the event there are any matters remaining in this application, the Examiner is invited to contact Paul C. Lewis, Registration No. 43,368 at (703) 205-8000 in the Washington, D.C. area.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§ 1.16 or 1.147; particularly, extension of time fees.

Dated: December 30, 2008

Respectfully submitted,

Paul C. Lewis

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Attachments

7 PCL/QL